

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**May 11, 2006**

DIVISION ONE

B182877      People  
v.  
Fernando Lopez

Filed order denying petition for rehearing. Rothschild, J. would grant rehearing.

## DIVISION TWO

[illegible]

The juvenile court is instructed to modify its minute order at No. 15 to read as follows: “Do not associate with Starling S[.] or anyone known to be disapproved of by your parents, guardians, probation officer, school officials or camp staff,” and at No. 21, to modify the terms of probation as follows: “Do not use or possess narcotics, controlled substances, poisons or related paraphernalia and stay away from places where those known by you to be users of any of these items, congregate.” Except to the extent of this modification to the conditions of probation imposed upon appellant, the judgment is affirmed.

Chavez, J.

We concur:   Boren, P.J.  
                  Doi Todd, J.

## DIVISION TWO (Continued)

B182748 People (Not for Publication)  
v.  
Dontay T.

The juvenile court is instructed to modify condition No. 21 to read as follows: “Do not use or possess narcotics, controlled substances, poisons or related paraphernalia and stay away from places where those known by you to be users of any of these items, congregate.” Except to the extent of this modification to the conditions of probation imposed on appellant, the order is affirmed.

Chavez, J.

We concur:   Doi Todd, Acting P.J.  
                   Ashmann-Gerst, J.

B183385 People (Not for Publication)  
v.  
Sin

The judgment is affirmed.

Chavez, J.

We concur: Boren, P.J.  
Ashmann-Gerst, J.

B184338 People (Not for Publication)  
v.  
Torres

The judgment is affirmed.

Chavez, J.

We concur:   Doi Todd, Acting P.J.  
                    Ashmann-Gerst, J.

May 11, 2006 (Continued)

## DIVISION TWO (Continued)

B185343      In re Ricardo J. et al.      (Not for Publication)  
Los Angeles County, D.C.S.  
v.  
Irasenia J. et al.

The jurisdictional and dispositional orders of the juvenile court are affirmed.

Chavez, J.

We concur: Boren, P.J.  
Ashmann-Gerst, J.

DIVISION FOUR

Court convened at 9:00 A.M.

Present: Epstein, P.J., Willhite, J., Hastings, J. (Assigned) and S. Veverka, Deputy Clerk.

Each of the following:

B180954	People v. Ford
B185902	People v. Romero
B184943	People v. Rayquisha B.
B184135	People v. Broussard
B186068	DCFS v. Ruben C.

Argument waived, cause submitted.

B183492      Vega  
v.  
County of Los Angeles

Merits:  
Argued by Cheryl C. Turner for appellant and by Gregory Houle for respondent. Cause submitted.

DIVISION FOUR (Continued)

B182982      Caza Drilling  
                 v.  
                 TEG Oil & Gas USA, Inc., et al.

Merits:

Argued by K. Michele Williams for appellants and by Grover Waldon for respondent. Letter to be sent to counsel requesting additional briefing. Cause to be submitted upon receipt of additional briefing.

B185959      Thomas  
                 v.  
                 International Longshore and Warehouse Union, Local 13

Merits:

Argued by Kent F. Lowry, Jr. for appellant and by John Kim for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30 P.M.

Present: Epstein, P.J., Willhite, J., Hastings, J. (Assigned) and S. Veverka, Deputy Clerk.

Each of the following:

B176925      People v. Lancaster  
B182948      People v. Miguel H.  
B179154      People v. Gomez  
B186902      DCFS v. Rosetta G.

Argument waived, cause submitted.

DIVISION FOUR (Continued)

B182047     Watson  
              v.  
              Sealmaster Industries, Inc., et al.

Merits:  
Argued by Henry J. Josefsberg for appellant and by Christine T. Hoeffner  
for respondents. Cause submitted.

B183607     Miller  
              v.  
              Kummer et al.

Merits:  
Argued by Randolph Miller appellant in propria persona and by Michael A.  
Zuk for respondents. Cause submitted.

B185275     Cotton  
              v.  
              Los Angeles County Sheriff's Department, et al.

Merits:  
Argued by Derrek Cotton appellant in propria persona and by William  
Balderrama for respondents. Cause submitted.

B181474     Polhill, et al.  
              v.  
              County of Los Angeles, et al.

Merits:  
Argued by George G. Romain for appellants and by Steven D. Blades for  
respondents. Cause submitted.

Court adjourned.

May 11, 2006 (Continued)

## DIVISION FOUR (Continued)

B181785      Morry Canoa Hills, Inc.  
v.  
Best Best & Krieger

Filed order denying petition for rehearing.

DIVISION FIVE

B183116      People                                  (Not for Publication)  
v.  
Rickie McElroy

The judgment is affirmed.

Armstrong, J.

We concur:   Turner, P.J.  
                      Kriegler, J.

B182240      Engine Clean Technology  
v.  
Essex Insurance Company

Filed order denying petition for rehearing.

DIVISION SIX

Court convened at 1:30 P.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

Each of the following:

B163699	People v. Frederick, et al.
B181541	People v. Norman
B182353	People v. Ezequiel M.

Argument continued to June, 2006.

DIVISION SIX (Continued)

Each of the following:

B165694	People v. Aghazadeh
B179384	People v. Guinn
B182169	People v. Milton C.
B182174	People v. Marsik
B183259	People v. Guerrero
B183307	People v. Luis R.
B183780	People v. Palacios
B184069	People v. Robles
B185579	People v. Ibanga
B185580	People v. Hendrix

Argument waived, cause submitted.

B180003	People v. Rhodes
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Merits:

Argued by Susan P. Stone for appellant and by David F. Glassman, Deputy Attorney General, for respondent. Appellant shall serve and file a supplemental letter brief within fourteen (14) days on the issue of the problem of the court making statements that might undermine the verdict. Respondent shall serve and file any reply seven (7) days thereafter. Submission is deferred three (3) weeks.

B181078	People v. Olson
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Merits:

Argued by Richard C. Gilman for appellant and by David F. Glassman, Deputy Attorney General, for respondent. Cause submitted.

DIVISION SIX (Continued)

B181822     People  
              v.  
              Hayes

Merits:  
Argued by Wayne C. Tobin for appellant and argument previously waived  
by respondent. Cause submitted.

Yegan, J. left the bench.

B182681     People  
              v.  
              Parker

Merits:  
Argued by Dan Mrotek for appellant and by Robert M. Snider, Deputy  
Attorney General, for respondent. Cause submitted.

Court adjourned.

DIVISION SEVEN

B184995     In re Seijas  
              on  
              Habeas Corpus

Filed order vacating submission order of May 3, 2006, for the purpose of  
securing supplemental briefing.

B182437     Hernandez  
              v.  
              City of Pomona

Filed order granting petition for rehearing.



May 11, 2006 (Continued)

## DIVISION EIGHT

B181509      Castillo      (Not for Publication)

V.

Los Angeles Unified School District

The judgment is affirmed. Respondent to recover its costs on appeal.

Rubin, Acting P.J.

We concur: Boland, J.

Flier, J.

B179724 People (Not for Publication)

V.

Alcala

The clerk of the superior court is directed to modify the abstract of judgment by deleting the reference to section 12022.53, subdivisions (d) and (e) (1), and substituting section 12022.53, subdivision (c) in its place. The clerk is also ordered to amend the abstract of judgment to show an enhancement under section 12022.53, subdivision (b) was imposed but stayed. The clerk shall then forward a copy of the corrected abstract of judgment to the Department of Corrections and Rehabilitation. As modified, the judgment is affirmed.

Rubin, J.

We concur: Cooper, P.J.

Flier, J.

May 11, 2006 (Continued)

## DIVISION EIGHT (Continued)

B183381 People v. Butler (Not for Publication)

The clerk of the superior court shall correct the abstract of judgment to show 183 days actual custody and 90 days good time/work time and forward a copy of the modified judgment to the Department of Corrections and Rehabilitation. As modified, the judgment is affirmed.

Rubin, J.

We concur: Cooper, P.J.  
Flier, J.